

Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WHOLESALE EQUITY  
DEVELOPMENT CORPORATION, a  
Delaware corporation,

Plaintiff,

v.

PETER BARGREEN and CROWN  
DISTRIBUTING COMPANY OF  
EVERETT, INC., a Washington  
corporation,

Defendants.

No. 2:20-cv-01095 RSM

**JOINT MOTION AND ORDER TO  
MODIFY SCHEDULING ORDER AND  
PROPOSED SCHEDULE**

**NOTE ON MOTION CALENDAR:  
January 7, 2022**

On March 26, 2021, the Court granted the parties' Stipulated Motion to Stay Proceedings and stayed this matter while the liquidating trustee pursued the sale of Crown Distributing LLC ("Crown LLC"). ECF No. 37. The Court ordered the parties to file periodic joint status reports every three months after the Order was entered, or at the time the business is sold, whichever occurred first. *Id.* The parties submitted status reports on June 24 and September 24, 2021, requesting that the stay remain in place while the liquidating trustee finalized the sale. ECF Nos. 38 and 39. The sale of Crown LLC's assets was completed on December 10, 2021. An attempt to fully resolve this matter in the weeks after the sale was unsuccessful, and so the parties propose

JOINT MOTION AND ORDER TO MODIFY SCHEDULING ORDER - 1  
(2:20-cv-01095 RSM)

the following schedule and respectfully move to modify the Order Setting Trial Date and Related Dates, ECF No. 27:

<b>JURY TRIAL DATE</b>	<b>MARCH 20, 2023</b>
Length of Trial	6-8 days
Disclosure of expert testimony under FRCP 26(a)(2)	September 16, 2022
Deadline for filing motions related to discovery. Any such motions shall be noted for consideration pursuant to LCR 7(d)(3)	October 17, 2022
Discovery completed by	November 18, 2022
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d))	December 16, 2022
Mediation per LCR 39.1(c)(3), <b>if requested by the parties</b> , held no later than	January 30, 2023
All motions in limine must be filed by and noted on the motion calendar no later than the THIRD Friday thereafter	February 17, 2023
Agreed pretrial order due	March 6, 2023
Pretrial conference to be scheduled by the Court	
Trial briefs, proposed voir dire questions, jury instructions, neutral statement of the case, and trial exhibits due	March 13, 2023

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD

DATED: January 7, 2022

s/Maren R. Norton  
Attorney for Plaintiff

DATED: January 7, 2022

s/Paul R. Taylor, WSBA #14851 (per authorization)  
Attorney for Defendants

JOINT MOTION AND ORDER TO MODIFY SCHEDULING ORDER - 2  
(2:20-cv-01095 RSM)

1 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

2  
3 DATED this 12<sup>th</sup> day of January, 2022.  
4

5  
6 

7 RICARDO S. MARTINEZ  
8 CHIEF UNITED STATES DISTRICT JUDGE  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

JOINT MOTION AND ORDER TO MODIFY SCHEDULING ORDER - 3  
(2:20-cv-01095 RSM)

**CERTIFICATE OF SERVICE**

I hereby certify that on January 7, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

DATED: January 07, 2022

*s/Malaika R. Thompson*

Malaika R. Thompson, Litigation Practice Assistant